

NOTICE OF PROPOSED CHANGES IN REGULATIONS OF THE
CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS)

ITEM #1 Extended Foster Care

The CDSS hereby gives notice of the proposed regulatory action(s) described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at a public hearing to be held June 25, 2018 as follows:

Office Building # 8
744 P Street, Room 103
Sacramento, California

The public hearing will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The purpose of the hearing is to receive public testimony, not to engage in debate or discussion. The Department will adjourn the hearing immediately following the completion of testimony presentations. The above referenced facility is accessible to persons with disabilities. If you are in need of a language interpreter at the hearing (including sign language), please notify the Department at least two weeks prior to the hearing.

Statements or arguments relating to the proposals may also be submitted in writing, e-mail, or by facsimile to the address/number listed below. All comments must be received by 5:00 p.m. on June 25, 2018.

Following the public hearing CDSS may thereafter adopt the proposals substantially as described below or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period, and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations and the Initial Statement of Reasons are available from the office listed below. This notice, the Initial Statement of Reasons and the text of the proposed regulations are available on the internet at <http://www.cdss.ca.gov/inforesources/Letters-Regulations/Legislation-and-Regulations/CDSS-Regulation-Changes-In-Process-and-Completed-Regulations/Public-Hearing-Information>. Additionally, all the information which CDSS considered as the basis for these proposed regulations (i.e., rulemaking file) is available for public reading/perusal at the address listed below. Following the public hearing, copies of the Final Statement of Reasons will be available from the office listed below:

Office of Regulations Development
California Department of Social Services
744 P Street, MS 8-4-192
Sacramento, California 95814

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CHAPTERS

Manual of Policies and Procedures (MPP) sections 45-100, 45-200, and 45-300

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

These regulations implement the Extended Foster Care provisions of Public Law (PL) 110-351 (October 7, 2008), Assembly Bill (AB) 12 (Chapter 559, Statutes of 2010), AB 212 (Chapter 459, Statutes of 2011), and Senate Bill (SB) 1013 (Chapter 35, Statutes of 2012). The Extended Foster Care Program provides foster care funding and services to non-minors between the ages of 18 and 21.

This regulatory action will allow former foster youth who in the past would have aged out of foster care without any financial support, to now have financial support until their 21st birthday. This will allow them to finish high school, go to trade school or college, or gain work experience. In the past, when foster care funding ended at 18, many foster children ended up homeless or in prison. These regulations implement the intent of AB 12 to allow these youth to gain the skills and experience necessary to become productive members of society.

These regulations are consistent and non-duplicative with existing foster care regulations.

COST ESTIMATE

1. Costs or Savings to State Agencies: Funding of \$54 million for Extended Foster Care is included in 2011 Realignment to the counties.
2. Costs to Local Agencies or School Districts Which Must Be Reimbursed in Accordance With Government Code Sections 17500 - 17630: Funding of \$54 million for Extended Foster Care is included in 2011 Realignment to the counties.
3. Nondiscretionary Costs or Savings to Local Agencies: None.
4. Federal Funding to State Agencies: None.

LOCAL MANDATE STATEMENT

These regulations do impose a mandate upon local agencies, but not on school districts. There are no "state-mandated local costs" in these regulations which require state reimbursement under Section 17500 et seq. of the Government Code (GC) because any costs associated with the implementation of these regulations are costs mandated by the federal government within the meaning of Section 17513 of the GC.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

The CDSS has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. This determination was made based upon the fact that the bill only involves local government

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

The CDSS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SMALL BUSINESS IMPACT STATEMENT

The CDSS has made an initial determination that there is no impact on small businesses as a result of filing these regulations because these regulations are only applicable to state and county agencies.

STATEMENT OF RESULTS OF ECONOMIC IMPACT ASSESSMENT

The adoption of the proposed amendments will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California. This determination was made based upon the fact that the bill only involves local government.

The benefits of the regulatory action to the health and welfare of California residents, worker safety, and the state's environment are as follows: former foster youth who in the past would have aged out of foster care without any financial support will now have financial support until their 21st birthday. This will allow them to finish high school, go to trade school or college, or gain work experience. In the past, when foster care funding ended at 18, many foster children ended up homeless or in prison. These regulations, based upon AB 12, will allow these youth to gain the skills and experience necessary to become productive members of society. By helping these youth succeed, California benefits due to lower levels of homelessness, incarceration, and higher levels of successful residents.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

In developing the regulatory action, CDSS considered the following alternatives with the following results: No alternatives have been presented.

The CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective as and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

AUTHORITY AND REFERENCE CITATIONS

The CDSS adopts these regulations under the authority granted in Welfare & Institutions (W&I) Code sections 10553, 10554, and 11403(i).

Family Code section 790 and W&I Code Sections 303(c), 903(a), 10103.5, 11155.5, 11400(v), 11400(v)(1)(r), 11400(w), 11400(y), 11401(f)(1), 11401.4, 11401.5, 11402, 11402(h), 11403, 11403.2(a)(1), 11405, 11405(e)(2)(D), 11405(f), 11461(a), 11464, 11465(d)(6), and 16501.1(f)(16)(A) are being referenced to make the regulations more specific.

CDSS REPRESENTATIVE REGARDING THE RULEMAKING PROCESS OF THE PROPOSED REGULATION

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